

(Stipulating Parties Listed on Signature Pages)

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

**In re: CATHODE RAY TUBE (CRT)
ANTITRUST LITIGATION**

Case No. 07-5944 SC

MDL No. 1917

This Document Relates to:

**STIPULATION AND ~~PROPOSED~~
ORDER REGARDING SCHEDULING**

ALL INDIRECT PURCHASER ACTIONS

Electrograph Sys., Inc. v. Hitachi, Ltd., No. 11-cv-01656;

Siegel v. Hitachi, Ltd., No. 11-cv-05502;

Best Buy Co., Inc. v. Hitachi, Ltd., No. 11-cv-05513;

Target Corp. v. Chunghwa Picture Tubes, Ltd., No. 11-cv-05514;

Interbond Corp. of Am. v. Hitachi, Ltd., No. 11-cv-06275;

Office Depot, Inc. v. Hitachi, Ltd., No. 11-cv-06276;

CompuCom Sys., Inc. v. Hitachi, Ltd., No. 11-cv-06396;

Costco Wholesale Corp. v. Hitachi, Ltd., No. 11-cv-06397;

P.C. Richard & Son Long Island Corp. v. Hitachi, Ltd., No. 12-cv-02648;

Schultze Agency Servs., LLC v. Hitachi, Ltd., No. 12-cv-02649;

Tech Data Corp. v. Hitachi, Ltd., No. 13-cv-00157;

Sharp Elecs. Corp. v. Hitachi, Ltd., No. 13-cv-01173;

Dell Inc. v. Hitachi Ltd., No. 13-cv-02171;

Sharp Elecs. Corp. v. Koninklijke Philips Elecs. N.V., No. 13-cv-02776.

WHEREAS, Indirect Purchaser Class Plaintiffs (“IPPs”), the Direct Action Plaintiffs (“DAPs”), and Defendants agree that a modification to the existing expert discovery schedule will aid in the efficient resolution of this litigation;

WHEREAS, the proposed modification will change the existing deadlines for serving expert reports, but will not change the existing fact discovery deadline (September 5, 2014) or the trial date (March 9, 2015) in this litigation;

IT IS HEREBY STIPULATED AND AGREED by and between counsel for the IPPs, DAPs, and counsel for the undersigned Defendants¹ in the above-captioned actions as follows:

SCHEDULE

| | |
|--------------------|--|
| March 25, 2014* | Last day for IPPs and DAPs to serve opening expert reports on the merits; last day for Defendants to serve opening expert reports on affirmative defenses; |
| June 24, 2014* | Last day for Defendants to serve opposition expert reports on the merits; last day for IPPs and DAPs to serve opposition expert reports on affirmative defenses; |
| August 5, 2014 | Last day for IPPs and DAPs to serve rebuttal expert reports on the merits; last day for Defendants to serve rebuttal expert reports on affirmative defenses; |
| September 12, 2014 | Last day for IPPs, DAPs and Defendants to serve sur-rebuttal reports to any expert they are opposing and who serves a rebuttal report; |

¹ The following entities do not join in this stipulation: Technicolor SA (f/k/a Thomson SA), Technicolor USA, Inc. (f/k/a Thomson Consumer Electronics, Inc.), Mitsubishi Electric Corporation, Mitsubishi Digital Electronics America, Inc., and Mitsubishi Electric US, Inc. (f/k/a Mitsubishi Electric and Electronics, USA, Inc.). In addition, on August 1, 2013, Special Master Legge entered an Order (Dkt. No. 1820) staying discovery against Thomson Consumer Electronics, Inc., so it is not participating in discovery.

*For any depositions that Plaintiffs have noticed, but have not yet taken, by March 25, 2014, the IPPs, DAPs and Defendants may supplement their opening and opposition expert reports to the extent that the supplements are limited to evidence that is elicited during such depositions. Any such supplements must be served by July 11, 2014.

All parties reserve the right to seek modification of the schedule based on the number of expert reports, which is presently unknown.

The undersigned Parties jointly and respectfully request that the Court enter this stipulation as an order.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: January 3, 2014



Hon. Samuel Conti
United States District Judge

DATED: December 23, 2013

KIRKLAND & ELLIS LLP

By: /s/ Eliot A. Adelson
ELIOT A. ADELSON (SBN 205284)
Email: eadelson@kirkland.com
JAMES MAXWELL COOPER (SBN 284054)
max.cooper@kirkland.com
KIRKLAND & ELLIS LLP
555 California Street
27th Floor
San Francisco, CA 94104
Telephone: (415) 439-1400
Facsimile: (415) 439-1500

JAMES H. MUTCHNIK, P.C. (*pro hac vice*)
jmutchnik@kirkland.com
KATE WHEATON (*pro hac vice*)
kate.wheaton@kirkland.com
KIRKLAND & ELLIS LLP
300 North LaSalle
Chicago, Illinois 60654
Telephone: (312) 862-2000
Facsimile: (312) 862-2200
Attorneys for Defendants Hitachi, Ltd., Hitachi Displays, Ltd. (n/k/a Japan Display Inc.), Hitachi Asia, Ltd., Hitachi America, Ltd., and Hitachi Electronic Devices (USA), Inc.

WINSTON & STRAWN LLP

By: /s/ Jeffrey L. Kessler
JEFFREY L. KESSLER (*pro hac vice*)

Email: JKessler@winston.com

A. PAUL VICTOR (*pro hac vice*)

Email: PVictor@winston.com

ALDO A. BADINI (SBN 257086)

Email: ABadini@winston.com

EVA W. COLE (*pro hac vice*)

Email: EWCole@winston.com

MOLLY M. DONOVAN

Email: MMDonovan@winston.com

WINSTON & STRAWN LLP

200 Park Avenue

New York, NY 10166

Telephone: (212) 294-6700

Facsimile: (212) 294-4700

STEVEN A. REISS (*pro hac vice*)

Email: steven.reiss@weil.com

DAVID L. YOHAI (*pro hac vice*)

Email: david.yohai@weil.com

ADAM C. HEMLOCK (*pro hac vice*)

Email: adam.hemlock@weil.com

WEIL, GOTSHAL & MANGES LLP

767 Fifth Avenue

New York, New York 10153-0119

Telephone: (212) 310-8000

Facsimile: (212) 310-8007

*Attorneys for Defendants Panasonic Corporation
(f/k/a Matsushita Electric Industrial Co., Ltd.),
Panasonic Corporation of North America, MT
Picture Display Co., Ltd.*

FRESHFIELDS BRUCKHAUS

DERINGER US LLP

By: /s/ Richard Snyder

TERRY CALVANI (SBN 53260)

Email: terry.calvani@freshfields.com

CHRISTINE LACIAK (*pro hac vice*)

Email: christine.laciak@freshfields.com

RICHARD SNYDER (*pro hac vice*)

Email: richard.snyder@freshfields.com

**FRESHFIELDS BRUCKHAUS DERINGER US
LLP**

701 Pennsylvania Avenue NW, Suite 600

Washington, DC 20004

Telephone: (202) 777-4565

Facsimile: (202) 777-4555

*Attorneys for Beijing-Matsushita Color CRT
Company, Ltd.*

SHEPPARD MULLIN RICHTER & HAMPTON

By: /s/ Gary L. Halling
GARY L. HALLING (SBN 66087)
Email: ghalling@sheppardmullin.com
JAMES L. MCGINNIS (SBN 95788)
Email: jmcginnis@sheppardmullin.com
MICHAEL W. SCARBOROUGH, (SBN 203524)
Email: mscarborough@sheppardmullin.com
SHEPPARD MULLIN RICHTER & HAMPTON
Four Embarcadero Center, 17th Floor
San Francisco, California 94111
Telephone: (415) 434-9100
Facsimile: (415) 434-3947

Attorneys for Defendants Samsung SDI America, Inc.; Samsung SDI Co., Ltd.; Samsung SDI (Malaysia) SDN. BHD.; Samsung SDI Mexico S.A. DE C.V.; Samsung SDI Brasil Ltda.; Shenzhen Samsung SDI Co., Ltd. and Tianjin Samsung SDI Co., Ltd.

WHITE & CASE LLP

By: /s/ Lucius B. Lau
CHRISTOPHER M. CURRAN (*pro hac vice*)
Email: ccurran@whitecase.com
GEORGE L. PAUL (*pro hac vice*)
Email: gpaul@whitecase.com
LUCIUS B. LAU (*pro hac vice*)
Email: alau@whitecase.com
WHITE & CASE LLP
701 Thirteenth Street, N.W.
Washington, DC 20005
Telephone: (202) 626-3600
Facsimile: (202) 639-9355

Attorneys for Defendants Toshiba Corporation, Toshiba America, Inc., Toshiba America Information Systems, Inc., Toshiba America Consumer Products, L.L.C., and Toshiba America Electronic Components, Inc.

BAKER BOTTS LLP

By: /s/ Jon V. Swenson
JON V. SWENSON (SBN 233054)
Email: jon.swenson@bakerbotts.com
1001 Page Mill Road
Building One, Suite 200
Palo Alto, CA 94304
Telephone: (650) 739-7500
Facsimile: (650) 739-7699

1 JOHN M. TALADAY (*pro hac vice*)
2 Email: john.taladay@bakerbotts.com
3 JOSEPH OSTOYICH (*pro hac vice*)
4 Email: joseph.ostoyich@bakerbotts.com
5 ERIK T. KOONS (*pro hac vice*)
6 Email: erik.koons@bakerbotts.com
7 CHARLES M. MALAISE (*pro hac vice*)
8 Email: charles.malaise@bakerbotts.com
9 **BAKER BOTTS LLP**
10 1299 Pennsylvania Ave., N.W.
11 Washington, DC 20004-2400
12 Telephone: (202) 639-7700
13 Facsimile: (202) 639-7890

14 *Attorneys for Defendants Koninklijke Philips N.V.*
15 *and Philips Electronics North America Corporation*

16 **GIBSON, DUNN & CRUTCHER LLP**

17 By: /s/ Rachel S. Brass
18 RACHEL S. BRASS (SBN 219301)
19 Email: rbrass@gibsondunn.com
20 JOEL S. SANDERS (SBN 107234)
21 Email: jsanders@gibsondunn.com
22 AUSTIN V. SCHWING (SBN 211696)
23 aschwing@gibsondunn.com
24 **GIBSON, DUNN & CRUTCHER LLP**
25 555 Mission Street, Suite 3000
26 San Francisco, California 94105
27 Tel: (415) 393-8200
28 Fax: (415) 393-8306

Attorneys for Defendants Chunghwa Picture Tubes,
Ltd. and Chunghwa Picture Tubes (Malaysia)

TRUMP, ALIOTO, TRUMP & PRESCOTT, LLP

By: /s/ Mario N. Alioto
MARIO N. ALIOTO (SBN 56433)
Email: malioto@tatp.com
LAUREN C. CAPURRO (SBN 241151)
Email: lauren russell@tatp.com
TRUMP, ALIOTO, TRUMP & PRESCOTT,
LLP
2280 Union Street
San Francisco, CA 94123
Telephone: (415) 563-7200
Facsimile: (415) 346-0679

Interim Lead Counsel for the
Indirect Purchaser Plaintiffs

BOIES, SCHILLER & FLEXNER LLP

By: /s/ Philip J. Iovieno

PHILIP J. IOVIENO

Email: piovieno@bsfllp.com

ANNE M. NARDACCI

Email: anardacci@bsfllp.com

BOIES, SCHILLER & FLEXNER LLP

10 North Pearl Street, 4th Floor

Albany, NY 12207

Telephone: (518) 434-0600

Facsimile: (518) 434-0665

WILLIAM A. ISAACSON

Email: wisaacson@bsfllp.com

BOIES, SCHILLER & FLEXNER LLP

5301 Wisconsin Ave. NW, Suite 800

Washington, D.C. 20015

Telephone: (202) 237-2727

Facsimile: (202) 237-6131

STUART SINGER

Email: ssinger@bsfllp.com

BOIES, SCHILLER & FLEXNER LLP

401 East Las Olas Blvd., Suite 1200

Fort Lauderdale, FL 33301

Telephone: (954) 356-0011

Facsimile: (954) 356-0022

*Liaison Counsel for Direct Action Plaintiffs and
Attorneys for Plaintiffs Electrograph Systems, Inc.,
Electrograph Technologies, Corp., Office Depot,
Inc., Compucom Systems, Inc., Interbond
Corporation of America, P.C. Richard & Son Long
Island Corporation, Marta Cooperative of America,
Inc., ABC Appliance, Inc., Schultze Agency Services
LLC on behalf of Tweeter Opco, LLC and Tweeter
Newco, LLC*

Pursuant to Local Rule 5-1(i), the filer attests that the concurrence in the filing of this document has been obtained from each of the above signatories.